FILED
AUG 26 1940
CHARLES ELMORE CROPLEY
CLERK

SUPREME COURT OF THE UNITED STATES

OCTOBER TERM, 1940

No. 325

EDWARD E. STEVENS,

Petitioner,

vs.

CLARA M. EDWARDS ET AL.,

Respondents.

ON PETITION FOR WRIT OF CERTIORARI.

REPLY FOR RESPONDENTS.

The Order of the District Court, R. 49 to 54, and the opinion of the Circuit Court of Appeals, R. 261 to 262, tell the whole story. Both lower courts have concurred on the facts, and the decision is controlled by the facts.

The Florida cases cited in the opinion of the Circuit Court of Appeals are in full harmony with the conclusions reached by the Circuit Court of Appeals.

The Application for Writ of Certiorari is purely for delay, and the motives of Petitioner Stevens in that behalf are set forth in our Objections to the Stay of Mandate, R. 269 to 271.

The frivolous character of the Petition for Writ of Certiorari is further shown by Petitioner's Question No. 3, pages 9 and 11 of the Petition, because the title to the land has been in the Government ever since the declaration of taking, filed October 30, 1939, R. 23 to 29. See 40 U. S. C. A., Sec. 258-a.

Respectfully submitted,

THOS. B. ADAMS,
Attorney for Respondents,
Jacksonville, Fla.

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